

BOMBAY ACT No. III OF 1909.¹

[THE PRINCE OF WALES MUSEUM ACT, 1909.]

[19th August 1909]

Amended by Bom. 7 of 1913 ;

" " " 6 of 1921 ;

" " " 12 of 1922 ;

" " " 7 of 1924 ;

" " " 19 of 1933.

Adapted and modified by the Adaptation of Indian Laws Order in Council.

Adapted and modified by the Adaptation of Laws Order, 1950.

Amended by Bom. 24 of 1954.

" " " 44 of 1954.

An Act to provide for the erection and management of the Prince of Wales Museum of Western India.

WHEREAS it is intended to erect and maintain at Bombay a Museum as a memorial of the visit in the year 1905 of His Royal Highness the Prince of Wales to Bombay ;

AND whereas certain land has been set apart and large sums of money have been and are being subscribed for these purposes ;

AND whereas three Trustees have been provisionally appointed to take the custody of the said moneys ;

AND whereas it is expedient to make provision for the erection, maintenance and management of the Museum and for the vesting and management of the said land and moneys and for the appointment of a permanent Board of Trustees ;

It is hereby enacted as follows :—

1. (1) This Act may be called the Prince of Wales Museum Act, 1909, and Short title
and com-
mencement.
- (2) It shall come into force at once.

2. All the state, right, title and interest of ²[Government] together with all other Property
vested in the
Board. estates, rights, titles and interests in and to the land specified in the Schedule to this Act and all moneys now in the custody of the three Trustees provisionally appointed to take the custody of the moneys subscribed for the purposes of erecting or maintaining at Bombay a Museum as a memorial of the visit in the year 1905 of His Royal Highness the Prince of Wales to Bombay and all the other property whether immovable or moveable, which has been or may hereafter be given, devised, bequeathed, transferred or otherwise acquired for the said purposes shall vest in the permanent Board of Trustees constituted by this Act on trust for the erection on the land specified in the said Schedule of a Museum to be called "The Prince of Wales Museum of Western India," and for the maintenance and management of the said land and Museum.

¹ For Statement of Objects and Reasons, see *Bombay Government Gazette*, 1908, Part VII, page 171 ; for Report of Select Committee, see *ibid.*, 1909, Part VII, page 91 ; and for Proceedings in Council see *ibid.*, 1909, Part VII, pages 36 and 168.

² This word was substituted for the words "His Majesty" by the Adaptation of Laws Order, 1950.

Constitution
and powers
of the
Board.

3. (1) There shall be constituted for the purposes of this Act a permanent Board of Trustees to be called "The Trustees of the Prince of Wales Museum of Western India" and such Board (hereinafter called "the Board") shall be a body corporate with perpetual succession and a common seal, and in the name of "The Trustees of the Prince of Wales Museum of Western India" shall sue and be sued, and shall have power to ¹[acquire and hold immovable or moveable property, to let on hire, lease or mortgage any immovable property vesting in them] to enter into contracts, and to do all acts necessary for and consistent with the purposes of this Act :

²[Provided that the Board shall not have power to mortgage any land specified in the Schedule which is included within lines drawn parallel, to and at a distance of twenty feet from, above the plinths of the front corner towers of the present Museum building and extending from the Rampart Row boundary to the Esplanade Road boundary which area contains by admeasurement 14,606 square yards, be the same a little more or less, and is for greater clearness delineated on the plan referred to in section 2 of the Prince of Wales Museum (Amending) Act, 1913, or any building thereon.]

Bom.
VII of
1913.

(2) The Board shall consist of the following members, namely :—

³[(a) the Director of Industries for the Presidency of Bombay ;]

(b) the Collector of Bombay ;

(c) the Principal of the Sir Jamsetjee Jeejeebhoy School of Art ;

⁴[(d) the Superintendent, Department of Archaeology, Western Circle ;]

(dd) the Superintendent, Department of Archaeology, South Western Circle ;]

(e) such two members of the Municipal Corporation of the City of Bombay as shall from time to time be elected by the said Corporation in accordance with such regulations as may from time to time be made in this behalf by the said Corporation : provided that the election shall be by ⁵[ballot] ;

³[(f) three other persons be nominated by the ⁶[State] Government] ;]

⁸[(g) so long as the collection installed in the Museum by the Bombay Natural History Society remain in the Museum, two other persons to be nominated by the Managing Committee of the Bombay Natural History Society ;]

(h) so long as the loan collection of the Bombay branch of the Royal Asiatic Society remains in the museum, one other person to be nominated by the Bombay branch of that Society] ;

⁹[(hh) one other person elected at a joint meeting of the Trustees of the Sir Dorabji Tata Trust constituted by a trust deed dated the eleventh day of March 1932 and of the Trustees of the Sir Ratan Tata Charities constituted by the will and codicil of Sir Ratan Tata dated the twenty-first day of March 1913 and the twenty-ninth day of February 1916, respectively by a majority of votes of the Trustees present and voting at such meeting, the Chairman of such meeting having a casting vote in the case of an equality of votes] ;]

(i) one other person to be nominated by the Syndicate of the University of Bombay ; and

¹ These words were substituted for the words "hold and acquire property" by s. 2 (a) of the Prince of Wales Museum (Amendment) Act, 1921 (Bom. 6 of 1921).

² This proviso was added by s. 2 (b), *ibid.*

³ This clause was substituted by s. 2 of the Prince of Wales Museum (Amendment) Act, 1922 (Bom. 12 of 1922).

⁴ These clauses were substituted for clause (d) by Bom. 44 of 1954 s. 2.

⁵ This word was substituted for the words "open vote, and", by s. 2 of the Prince of Wales Museum (Amendment) Act, 1922 (Bom. 12 of 1922).

⁶ The words "Provincial Government" were substituted for the word "Government" by the Adaptation of Indian Laws Order in Council.

⁷ This word was substituted for the word "Provincial" by the Adaptation of Laws Order, 1950.

⁸ These clauses were inserted by s. 2 of the Prince of Wales Museum (Amendment) Act, 1922 (Bom. 12 of 1922).

⁹ Clause (hh) was inserted by Bom. 19 of 1933, s. 2.